

LABOR SERVICES DIVISION[875]

Adopted and Filed

Pursuant to the authority of Iowa Code section 88.5, the Labor Commissioner hereby amends Chapter 10, “General Industry Safety and Health Rules,” Chapter 26, “Construction Safety and Health Rules,” and Chapter 28, “Occupational Safety and Health Standards for Agriculture,” Iowa Administrative Code.

The amendments adopt by reference changes to federal occupational safety and health standards. The federal standard changes are the result of Phase III of the federal Occupational Safety and Health Administration’s Standards Improvement Project. The Standards Improvement Project eliminates confusing and unnecessary provisions in the federal standards. According to the preamble of the federal final rule, “OSHA estimates that these changes will result in annualized savings for employers of over \$45 million, and will reduce paperwork burden by 1.85 million hours annually.”

The principal reasons for adoption of these amendments are to implement legislative intent, protect the safety and health of Iowa workers, and make Iowa’s regulations current and consistent with federal regulations. Pursuant to Iowa Code subsection 88.5(1) and 29 CFR 1953.5, Iowa must adopt changes to state rules based on the federal occupational safety and health standards.

Notice of Intended Action was published in the July 27, 2011, Iowa Administrative Bulletin as **ARC 9640B**. No public comment was received on the proposed amendments. These amendments are identical to those that were published under Notice of Intended Action.

No variance procedures are included in this rule. Variance procedures are set forth in 875—Chapter 5.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code section 88.5.

These amendments shall become effective on October 26, 2011.

The following amendments are adopted.

ITEM 1. Amend rule **875—10.20(88)** by inserting the following at the end thereof:
76 Fed. Reg. 33606 (June 8, 2011)

ITEM 2. Amend rule **875—26.1(88)** by inserting the following at the end thereof:
76 Fed. Reg. 33606 (June 8, 2011)

ITEM 3. Amend rule **875—28.1(88)** by inserting the following at the end thereof:
76 Fed. Reg. 33606 (June 8, 2011)

[Filed 8/31/11, effective 10/26/11]

[Published 9/21/11]

EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 9/21/11.